CHALKER FLORES, LLP

INTELLECTUAL PROPERTY LAW

CENTRAL POLYCEN

JAN 1 5 2004

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Fax

DATE: January 15, 2004

| ТО | Box / Fax No. | RE: | |
|--------------------------------|---------------|---|----------------------------------|
| US Patent and Trademark Office | 703-872-9306 | Şerial No. Filing Date: Inventor: | 09/703,809 10/30/00 Dejong |

FROM

Edwin Flores

eflores@chalkerflores.com

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CLIENT/MATTER NO.

UTDA:1083

TOTAL PAGES (including cover)

19

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Attached for filing please find:

- Request for RCE Transmittal
- 1 pg.

2. PTO Fee Transmittal

- 1 pg.

PTO Form 2038

- 1 pg.
- 4. Response to Office Action of July 25, 2003 15 pgs.

Thank you,

Edwin Flores, Reg. No. 38,453

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PTO/SB/30 (05-03)

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|--|--|---|--|--|--|--|
| | Request | Application Number | 09/703,809 | | | |
| For | | Filing Date | 10/30/2000 | | | |
| | examination (RCE) | First Named Inventor | Dejong | | | |
| Address to: | ansmittal | Art Unit 1652 | | | | |
| Mail Stop RCE Commissioner for Pa | atente | Examiner Name | Hutson, Richard G. | | | |
| P.O. Box 1450 | | Attorney Docket Number | UTDA:1083RCE | | | |
| Alexandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. | | | | | | |
| Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s). a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked. i. X Consider the arguments in the Appeal Brief or Reply Brief previously filed on | | | | | | |
| b. X Enclosed i. X Amendment/Reply iii. Information Disclosure Statement (IDS) ii. Affidavit(s)/Declaration(s) iv. Other 2. Miscellaneous a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required) b. Other 3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filled. a The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. | | | | | | |
| i. RCE fee required under 37 CFR 1.17(e) ii. Extension of time fee (37 CFR 1.136 and 1.17) iii. Other | | | | | | |
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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED Name (PrintType) Edwin Flores Registration No. (Attorney/Agent) 38 453 | | | | | | |
| Signature | herns | 1- | egistration No. (Attorney/Agent) 38,453 | | | |
| CERTIFICATE OF MAILING OR TRANSMISSION | | | | | | |
| Thereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to; Mall Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Name (Print/Type) Edwin Flores | | | | | | |
| Signature Date 1/15/04 This collection of information is required by 37 CFR 1.114 TBF promation is continued to chain or principle to the continue to the cont | | | | | | |
| This collection of information is required by 37 CFR 1.114. The information is required to obtain or retein a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this town profess processing or requirements. | | | | | | |

or ame you require to complete this form and/or suggestions for reducing this burden, about the sent to the Chief Information Officer, U.S. Patent and Trademark Officer, U.S. Posentment of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|--|---|---------------------|---|-----------------------------|----------------------------------|----------------|---------------------------------|--|-------------|---|
| FEE TRANSMITTAL | | | 1 | Complete if Known | | | | | | |
| | | | ļ | Application Number | | nber | 09/703,809 | | | |
| | | | | Filing Date 10/30/20 | | | 10/30/2000 | 30/2000 | | |
| for FY 2004 | | | - | First Named Inventor Dejong | | | | | | |
| Effective 1 | Effective 10/01/2003. Patent fees are subject to annual revision. | | | L | Examiner Name Hutson, Richard G. | | | | | |
| | ılms small entity statu | | | | Art Unit 1652 | | | | | |
| TOTAL AMOUNT O | | 1446.00 | | | Attorney Docket No. UTDA:1083RC8 | | | UTDA:1083RCE | | |
| | | | _ | | | | | | | - |
| METHOD OF P | AYMENT (check all the | if apply) | FEE CALCULATION (continued) | | | | | | | |
| Check X Cred | Il cerd Money C | ther Nanc | 3. ADDITIONAL FEES Large Entity Small Entity | | | | | | | |
| Ceposit Account | | | F40 | Entity Fee | Fee | FOO | • | Fee Description | | Fee Paid |
| Deposit Account | | | Code | (\$) | Code | (\$) | 6 | · | | |
| Account Number | | | 1051 | 130 | 2051 | 6 5 | Surons | rge – late filing fee or oath | | |
| Deposit Account Name | | | 1052 | 50 | 2052 | 25 | Surcha | rge – late provisional filing fee sheet | or | |
| | orized to: (check all that | apply) | 1053 | 130 | 1053 | 130 | Non-E | nglish specification | | |
| Charge fee(s) indice | | overpayments | 1812 | 2,520 | 1812 | 2,520 | | nolfication expect to reacher a guill | | |
| l <u></u> | nal foc(s) or any underpayment | • • | 1804 | 920* | 1804 | 920* | Examir | sting publication of SIR prior to her action |) | |
| Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account. | | | 1805 | 1,840* | 1805 | 1,840* | Roque | sting publication of SIR after er action | | |
| | E CALCULATION | | 1251 | 110 | 2251 | 55 | Extens | ion for reply within first month | | |
| 1. BASIC FILING | | | 1252 | 420 | 2252 | 210 | | ion for reply within second mo | nth | <u> </u> |
| Large Entity Small | Entity | | 1253 | 950 | 2253 | 475 | | on for reply within third month | | |
| Fee Fee Fee Code (\$) Gode | (\$) Fee Description | on Fee Paid | 1254 | 1,480 | 2254 | 740 | Extens | on for reply within fourth mont | fn | |
| 1001 770 2001 | 385 Utility filing fee | | 1255 | 2,010 | 2255 | 1,005 | Extens | on for reply within fifth month | | |
| 1002 340 2002 | 170 Design filling fee | | 1401 | 330 | 2401 | 165 | | of Appeal | | |
| 1003 530 2003 | 265 Plant filing fee | | 1402 | 330 | 2402 | 165 | | brief in support of an appeal | | |
| 1004 770 2004 | 385 Relasue filing fe | | 1403 | 290 | 2403 | 145 | | st for oral hearing | | |
| 1005 160 2005 | 80 Provisional filing | ee | 1451 1452 | 1,510 110 | 1451 | 1,510 55 | | ı to institute a public use proce ı to revive – unavoldable | agiuß | |
| SUBTOTAL (1) (\$) | | | 1453 | 1,330 | 2453 | 665 | | to revive – unintentional | | |
| 2. EXTRA CLAIM | FEES FOR UTILITY. | AND REISSUE | 1501 | 1,330 | 2501 | 665 | Utility is | ssue fee (or reissue) | | |
| | Fee t Extra Claims bal | | 1502 | 480 | 2502 | 240 | Design | Issue fee | | *************************************** |
| Total Claims 22 -2 | | 8 = 18 | 1503 | 640 | 2503 | 320 | Plant is | sue fee | | |
| Independent 4 - | 3·*= 1 X 4 | 3 = 43 | 148Q | 130 | 1480 | 130 | Petition | s to the Commissioner | | |
| Multiple Dependent | | 」 ■ | 1807 | 50 | 1807 | 50 | Proces | sing fee under 37 CFR 1,17(q) | • | |
| | Entity | | 1806 | 180 | 1808 | 180 | Submis | sion of information Disclosure | Stmt | |
| ree Fee Fee Code (\$) Code | Fee Fee Descripti | <u>on</u> | 8021 | 40 | 8021 | 40 | | ing each palent assignment per (Umas number of properties) |)r | |
| 1202 18 2202 | 9 Claims in excess | of 20 | 1809 | 770 | 2809 | 385 | Filing a | rumes number of properties) submission after final rejection R 1.129(a)) | n | |
| 1201 86 2201 | 1201 86 2201 43 Independent claims in excess of \$ | | 1810 | 770 | 2810 | 385 | For eac | h additional invention to be ad (37 CFR 1.129(b)) | | |
| 1203 290 2203 145 Multiple dependent claim, if not paid | | 1801 | 770 | 2801 | 385 | | t for Continued Examination (RC | 385.00 | | |
| 1204 88 2204 43 **Reissue independent claims over original patent | | 1802 | 900 | 1802 | 900 | Reques | t for expedited examination | 303.00 | | |
| 1205 18 2205 a "Reissue dalms in excess of 20 | | | | ı | | or a det | ign application | | | |
| and over original patent | | | | | | | | | <u> </u> | |
| | | | Other fee (specify) | | | | | | | |
| (4) 300.00 (3) (3) 300.00 | | | | | | | | | | |
| SUBMITTED BY Complete (# applicable) | | | | | | | | | | |
| Name /Print/Time! | Cohida Classa | | R_{00} | istration i | No. | I | | | | |

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38,453

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